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## FACSIMILE TRANSMISSION

Total # of Pages 25 (including this page)

TO:	PHONE #:	FAX #:
Examiner V. Bertoglio, Group Art Unit: 1632 Commissioner for Patents	571-272-0725	703-872-9306

From :	Stephen E. Reiter	S R
Email Address :	sreiter@foley.com	
Sender's Direct Dial :	858.847.6711	
Date :	December 14, 2004	
Client/Matter No :	SALK1790-6 (088802-3457)	
User ID-No :	1877	

## MESSAGE:

Re: U.S. Patent Application No. 10/086,542

Following are:

- 1) Amendment Transmittal, in duplicate (6 pgs.)
- 2) Amendment and Reply Under 37 CFR 1.111 (10 pgs.)
- 3) Terminal Disclaimer (1 pg.)
- 4) Copy of Veeramachaneni *et al.* (Genome Research 14:280-286, 2000) (7 pgs.)

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NO. 1842 P. 2

Atty. Dkt. No. SALK1790-6 (088802-3457)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

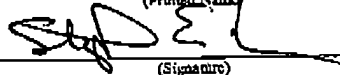
Applicant: Wahl and O'Gorman  
Title: FLP-MEDIATED GENE  
MODIFICATION IN  
MAMMALIAN CELLS, AND  
COMPOSITIONS AND CELLS  
USEFUL THEREFOR

Appl. No.: 10/086,542

Filing Date: 02/28/2002

Examiner: V. Bertoglio

Art Unit: 1632

<p><b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.</p> <p>Stephen E. Reiter (Printed Name)</p> <p> (Signature)</p> <p>December 14, 2004 (Date of Deposit)</p>
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**AMENDMENT TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☒ Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous  
assertion of Small Entity status.

☐ Assertion of Small Entity status is enclosed.

In re application of  
Wahl and O'Gorman  
Application No.: 10/086,542

Atty. Dkt. No. SALK1790-6 (088802-3457)

☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	18	-	20	=	0	x	\$50.00	=	\$0.00
Independent Claims:	1	-	3	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input checked="" type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$130.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$130.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract 1/2 of above):		\$65.00
TOTAL FEE:		\$65.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$65.00. A duplicate copy of this transmittal is enclosed.

☐ A check in the amount of \$65.00 is enclosed.

In re application of  
Wahl and O'Gorman  
Application No.: 10/086,542

Atty. Dkt. No. SALK1790-6 (088802-3457)

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

12/14/04

By

SEP E.L.

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

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NO. 1842 P. 5

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Atty. Dkt. No. SALK1790-6 (088802-3457)

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Wahl and O'Gorman

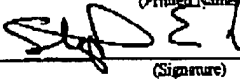
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MODIFICATION IN  
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Appl. No.: 10/086,542

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Examiner: V. Bertoglio

Art Unit: 1632

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CLAIMS FEE TOTAL								=	\$0.00

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<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$0.00
<input checked="" type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$130.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$130.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$65.00
TOTAL FEE:		\$65.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$65.00. A duplicate copy of this transmittal is enclosed.

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In re application of  
Wahl and O'Gorman  
Application No.: 10/086,542

Atty. Dkt. No. SALK1790-6 (088802-3457)

[ X ] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 12/14/04

By Stephen E. Reiter

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6711  
Facsimile: (858) 792-6773

Stephen E. Reiter  
Attorney for Applicant  
Registration No. 31,192

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Atty. Dkt. No. SALK1790-6 (088802-3457)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Wahl and O'Gorman  
Title: FLP-MEDIATED GENE  
MODIFICATION IN  
MAMMALIAN CELLS, AND  
COMPOSITIONS AND CELLS  
USEFUL THEREFOR

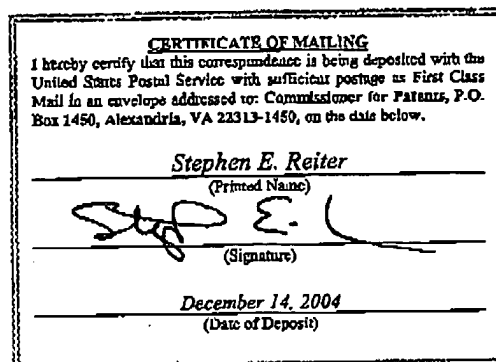
Appl. No.: 10/086,542

Filing Date: 2/28/2002

Examiner: V. Bertoglio

Art Unit: 1632

Conf. No. 2411



**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated September 17, 2004, concerning the above-referenced patent application.

Amendments to the Claims are reflected in the Listing of Claims which begins on page 2 of this communication.

Remarks begin on page 6 of this communication.